PEOPLE'S FORUM.

NOTE.—The People's Forum being freely open to all parties, classes, persons, views and capacities, the Virsinian-Pilot is responsible for none of the statements nor opinions expressed therein, nor for the style in which they are set forth. The ignorant and uneducated shall be heard here equally with the learned.

Garments produced by Rudolphi & Wallace represent the highest art in tailoring.

Pythian Bellef Board,

A movement is on foot to establish a Pythian Relief Board in this city.

The four lodges of Norfolk, Brambleton and vicinity have appointed committees, which will meet this evening to formulate a plan for this organization, and report back to their lodges.

THE NEWS OF NORFOLK ON PAGES TWO, THREE AND FIVE.

COURT DECISIONS.

Notes of Cases Recently Decided, Which are of Interest to Our People.

DIGESTED BY W. B. MARTIN, (Exclusively for Virginian-Pilot.)

NEWPORT NEWS, H. & O. P. D. CO. V. N. N. S. R. CO.

Supreme Court of Appeals of Virginia March 16, 1899. A RESOLUTION OF THE BOARD OF DIRECTORS OF A CORPORATION DULY SIGNED AND SETTING

FORTH THE TERMS OF THE CONTRACT, IS A COMPLIANCE WITH THE STATUTE REQUIRING WRITTEN CONTRACTS FOR THE SALE OF LAND.

WRITTEN CONTRACT MUST SHOW ON ITS FACE A COM-PLETED AGREEMENT OR IT CANNOT BE ENFORCED.

CANNOT BE ENFORCED.

This was a suit brought by the Newport News Street Railway Company to recover from the Development Company, on an alleged contract of that company to donate \$2,569 and \$1 bits worth \$2,569 to the railway country towards the construction of its road. The detense was that the agreement was not in writing, and the statute of limitations. There was also a demurrer. A resolution of the Development Company donating the money and lots was proved to have been passed by its directors. The lower court gave judgment for the plaintiff, and the Development Company appealed.

The court says:

opment Company appealed.
The court says:
A resolution of a board of directors of a corporation duly signed by its president and secretary, which sufficiently sets forth the terms of the contract, is a compliance with the statute of frauds as to contracts for the sale of real estate. When, however, such a resolution is relied on as the evidence of a written agreement, it must, like other written contracts, show on its face a complete and concluded agreement between the parties. Nothing must be left open for future negotiation and agreement, otherwise it cannot be enforced.

The resolution relied on in the case

not be enforced.

The resolution relied on in the case at her clearly shows on its face that the parties had not reached a final and concluded agreement. The resolution is an arreement to make the donation upon certain conditions. The conditions upon which the donation is to be made are, however, not settled, but expressly left open for future negotiation and agreement between the representatives of the two contracting parties.

parties.

There being no complete and concluded contract in writing, the claim of the defendant in error rests upon an oral contract, and the action not having been brought within three years, the plea of the statute must prevail. Reversed.

CAPITAL GAS & E. L. CO. V. GAINES Appeals of Kentucky, February 9, 1899.

WHEN A GAS COMPANY CON-TRACTED WITH A CITY TO SUPTRACTED WITH A CITY TO SUPPLY GAS TO CONSUMERS AT A
RATE NOT EXCEEDING \$2 PER
1,000 CUBIC FEET, IT COULD NOT held until Saturday. CHARGE THEM METER RENT IN ADDITION THERETO.

MONEY PAID THE GAS COMPANY AS METER RENT IN SUCH CASE. MAY BE RECOVERED BACK, THOUGH THE PAYMENT WAS VOLUNTARY.

dishonest people who try to imitate and armine your cycle free of charge. See the property of the contract, it is all and the contract in the series of the

sums as he paid for meter rent for the five years preceding the filing of his pleading, in which he asserts his claim. If the appellant was not entitled to collect meter rent under the terms of the contract, then honor and good conscience require it to be returned, although the payment was voluntarily made. It was not paid on a compromise. The supreme court of Connecticut in Northrop v. Graves, said: "We mean distinctly to assert that when money is paid by one under a mistake of his rights and duty, and which he was under no legal or moral obligation to pay, and which the recipient has no right in good conscience to retain, it may be recovered back, whether such mistake be one of fact or law, and this, we insist, may be sone both upon the common law." This language was quoted with approval in City of Louisville v. Anderson, 78 Ky. 338. The case is affirmed on original and reversed on cross appent.

THE COURTS YESTERDAY.

JOHN A. PRITCHETT ENTERS A SUIT AGAINST HIS BUSINESS RIVAL.

The case of Nathan McCov vs. the Norfolk and Carolina Railroad occupied the whole time of the Court of Law and Chancery yesterday. Late in the afternoon a verdict was rendered for the deefndant and a motion for a new trial was entered by Attorney C. J. Collins, counsel for the plaintiff.

McCoy, a colored boy, through his next friend, Philip Bowman, asked for \$5,000 damages for the loss of his right arm while in the employ of the com-pany as a brakeman in January of last year. Judge D. Tucker Brooke appear-ed for the defendant company. WANTS DAMAGES AND INJUNC-TION.

WANTS DAMAGES AND INJUNCTION.

John A. Pritchett has brought suit in the Court of Law and Chancery against A. Liebman for \$1,500 damages, and also asks the court to enjoin the defendant from further engaging directly or indirectly in the coal, wood and ice business in this city and praying for a receiver for the Atiantic Wood, Coal and Ice Company, of which Liebman is the alleged proprietor. The plaintiff is represented by P. J. Morris.

The bill of the plaintiff alleges that in October last he bought from Liebman the name of the Virginia Wood, Coal and Ice Company, in Brambleton, the defendant agreeing, as a part of the bargain that he would not enter into competition with him in business. Notwithstanding this agreement, the plaintiff arows that the defendant shortly afterward entered into the same business very near the plaintiff's stand and continued to sell to his old customers, and even went so far as to try and hire the employees of the plaintiff. The plaintiff agks for an injunction and asks that Mr. Starke be appointed receiver for Liebman's business. The case will be tried before Judge Martin to-day.

The charter of the Jenkins Paint and Oil Company was amended so as to allow the company to increase its capital stock from \$10,000 to \$50,000.

IN THE POLICE COURT.

Henry Upton, colored, charged with stealing clothing, was dismissed by Justice Tomlin.

John Johnson, colored, a suspicious character, was held until Saturday.

Emanuel Smith, a negro driver, who ran into the buggy of J. J. Gilliam, in Brambleton, and threw him out on the street, was fined \$8. and lectured against reckless driving.

W. J. Fentress was required to pay \$1 cost for malicious prosecution.

James Duggin, a suspected thief, was held until Saturday.

For frost bites, burns, indolent sores, eczema, skin disease, and especially Piles, DeWitt's Witch Hazel Salve stands first and best. Look out for dishonest people who try to imitate and counterfelt it. It's their endorsement of a good article. Worthless goods are not imitated. Get DeWitt's Witch Hazel Salve, Burnow, Martin Campany.

BRIEF ITEMS OF INTEREST.

BRIEF ITEMS OF INTEREST.

A negro woman, giving her name as Virginia Mickens, was carried from Williams' lane to the police station yesterday and locked up, awaiting a trial on a writ of lunacy, which will be accorded her to-day. She was not violent.

Odd-Fellows' anniversary to-night. Bishop Randolph preached and confirmed a class at St. Pau's Episcopal Church Tuesday night.

Mr. Charles M. Barrett has received the appointment of Consul at Norfolk for the Nicaraguan Republic.

James Johnson, colored, who is under treatment for his wounds at St. Vincent's Hospital, continues to improve and hopes are entertained for his recovery.

Workmen began tearing down the New York, Philadelphia and Norfolk railroad's old warehouse, fronting on Granby street, yesterday morning.

The gutters on Henry street, between Wide and Church streets, are reported to be filled with stagnant water.

Hon. Maurice D. O'Connell, solicitor of the Treastry Department, is in Norfolk on a visit of pleasure. Yesterday he spent a part of the day at Virginia Beach.

Petersburg Index-Appeal: "Mr. John W. Long, formerly Chief Deputy Collector of Internal Revenue in this city, under Collector James C. Brady, now of Norfolk, is here on a visit.

The Finance Committee of Councils met last night and transacted routine business. The Sanitary Commission did not meet as expected, but will meet tonight.

Rev. J. H. Foley, of Washington, D. C., who was here to attend the McGoe-Parker nuptials, returned yesterday afternoon on the Washington boat.

Mr. and Mrs. George B. Elliott, of Richmond, visited our city yesterday.

Mr. and Mrs. Frederick V. Coville, of Washington city, are guests of the Monticello.

Mr. John Hyslop and Captain Benj. Tuzo, of New York, were at the Atlantic yesterday.

Mr. A. D. Witten, a prominent business man of Martinsville, Va., was in Norfolk yesterday.

Mr. A. D. Witten, a prominent business man of Martinsville, Va., was in Norfolk, Mr. W. T. Conquest, Mr. W. T. Conquest, Jr., and Mr. Charles Conquest and Miss Conquest, of South Car

A Bend Man Brought to Life.

In Parls recently a man was revived whose heart had actually stopped beating. A darium surgeon cut through the dend man's ribs, grasped lets heart, set the blood in circulation, and the man breathed, opened his eyes and lived. It is probable, however, that the rally will be of short duration, atthough this detracts not at all from the miraculation nature of the deed. If he had kept his bowels regular the disease could not have ettacked him, Hostedor's Stomach Blitters is nature's strongest ally. When her laws have been repeatedly disregarded, when a tired result, then the Blitters proves its efficacy, it will help nature results then the brightness to the brain, and health and vigor to the body. For nervousness, welkness of all serts, malaria, fever and astic, liver and kidney troubles—all of which arise from a weak stomach—it cannot be equalled. Your doctor would be the first to recommend it.

Join The Gale Jewelry Company's Watch and Diamond Clubs; Gold Watch or Diamond for \$1 a week; no instainment plan. We now have seven clubs formed, and will commence to form the eighth club Monday.

Our Optical department is the best equipped in the city, and is managed by Dr. A. Week, oculist, who will examine your eyes free of charge.

THE GALE JEWELRY CO.

A Birthday Party.
The residence of Mr. and Mrs. Wil-



Makes the food more delicious and wholesome

ROTAL MAXING POWDER CO. SEN YORK.

BRAMBLETON WARD.

The Inasmuch Circle of the King's Daughiers will hold an important meeting at the home of Mrs. W. D. Southail, No. 202 North Pack avenue, at 4 o clock this afternoon.

The Local Board of Improvement will hold its April meeting at 8 o'clock tonight.

The Brambleton Independent Democratic Club will meet at 8 o'clock tonight.

The Brambleton Independent Democratic Club will meet at 8 o'clock tonight, when business of importance will be transacted.

The newer work on Willoughby avenue is making satisfactory progress, With no further interruption the contractors expect to complete the entire system of sewerage in six months.

There was no perceptable change in the condition of Mr. George M. Meredith last right.

Mr. Harvey L. Taylor, of West Brambleton avenue, had a narrow escape from death Monday night. He was eating his supper when, by mistake, he partook of some meat from a plate on which his wife had spread Rough on Rats to destroy those troublesome animals, and was only saved from death by using a strong emethe, prepared by Dr. L. R. Chiles, He is still suffering from the effects of the poison.

Mrs. Williams, wife of Rev. L. T. Williams, is quite indisposed at the Methodist parsonage, on Maltby avenue.

Eyes Examined Free.

We want to fill your spring wants in the tailoring line. No better on earth than the kind we make. RUDOLPHI & WALLACE, 333 Main street.

ASK FOR

ATLANTIC CITY WARD

consistency a Jewel.

Consistency a Jewel.

Editor Virginian-Pilot:
What in the world is coming next?
What can be the matter with our city
fathers? Are the rights of good citizens not to be considered at all? My!
my!! sn't it awful? Won't
some member of the City Council, who
voted for the reduction of the liquor
itense, please explain to an outraged
public how the best interests of this
community have been conserved by the
action of that body? A short while ago
we had no money with which to give
our police officers honest living salaries,
but to-day (only a few days later) we
have about \$12,000 to donate to the
wiskley interests of our city. Consistency, thou art a jewel! God save Norfolk.

Respectfully,

"A CITIZEN."

Garments produced by Rudolphi &

College at a recent meeting decided to sell the college property to Captain Dr. A. Week, manager of the optical department of the Gale Jewelry Company, will examine your eyes free. Defective vision and complicated cases specially invited to call.

seel the college property to Captain John L. Roper, the president, disposing of their shares of stock at \$15 per share paying in of about \$18 per share to paying in of about \$18 per share to cover the \$11,000, or thereabouts, deficit over the bonded indebtedness of \$35,000, which will accrue at the end of the present term of the school. A paper is now being circulated for the signatures of stockholders to this agreement.

... TIVOLI ...

HOFBRAU

--THE FINEST OF-

Export Beers.

ROBERT PORTNER BREWING CO.,

NORFOLK, VA.

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Only Cost \$12.50 Upwards, Complete

Cost to Run, \$2 and \$2.50 per Month.

VIRGINIA

ELECTRIC CO.

ELECTRIC

FANS

Makes the Hair grow. Clears

the Complexion. Softens and whitens the Hands. Preserves and beautifies the skin of Infants and Children.

A3- Absolutely pure, delicately medicated, surprisingly effective, Curicuma Soar is not only the most efficacious of akin purifiers and beautifiers, but the purest and sweetest of tollet, bath, and baby scape. Sold everywhere. British depot: Nawsaur, London. Porres D. and C. Conr., Solo Props., Boston, U. S. A.

Ames Brownley & Hornthal,

THE MONTICELLO CORNER.

SOLD ONLY IN BOTTLES Housekeeping Goods!

Housekeeping Goods!

With a renewed determination that this department shall be up to date, both for excellency of value and variety. This week will mean to purchasers of us Economy in the strictest sense. We do not wish, in fact prefer that you do not ac-cept our judgment, but count it a pleasure to show and price them to you, that you may judge for yourself. Do not feel any delicacy in looking, we do not expect you to buy unless you are suited. We give you the same attention for the purchase of 10c. as if it were \$10, and be assured that you will feel at home in the new store.

Southern Bell Phone No. 457, Southern States Phone No. 825,

Toilet Papers Of All Kinds

A Very Large Assortment.

Plat Tollet Paper, Se., 6 for 25c. Flat Toilet Paper, 1,300 sheets, 10c., \$ for 25c.

(Soft and strong.) Roll Tollet Paper, 5c., 6 for 25c. Roll Toilet Paper, 10c., 3 f. r 25c. (1,309 sheets, soft and strong.)

PATENT MEDICINES AT COST.

Goods delivered free in Portsmouth, Berkicy and Atlantic City.

JOHN O. GAMAGE

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Sewer and Well Pipe BRICK TILE ALL SIZES.

Lime, Cements, Plaster, Bricks, Laths. Hair, Shingles, Flooring Etc

WOODSIDE'S WHARF NORFOLK, VA.



GO-CARTS-CARRIAGES.

REFRIGERATORS and ICE BOXES. If in mend of a Refrigerator call and look our line over. We have the greatest ice giver on the market; dry air, perfectelieulation, guaranteed to pleas.

IRON BEDS AND CRIES. ck in new styles in White Enumeled Bedsteads, fitted with the new HOUSEKEEPERS HEADQUAETERS.

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